

GOVERNMENT OF ANDHRA PRADESH

**ABSTRACT**

Lands – Khammam District –Alienation of Govt. land to an extent of Ac.78.03 gts in Amerda Village, Aswapuram Mandal in favour of Heavy Water Project, Aswapuram, for construction of housing colony to the staff members at Rs.3,000/- per acre along with simple interest of 8% per annum from the date of giving advance possession till the date of payment – Orders-Issued.

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REVENUE (ASSIGNMENT.POT) DEPARTMENT

G.O.Ms.No. 1239

Dated 03-12-2009

Read the following:

- 1) From the Collector, Khammam District, Lr.Rc.No.E1/239/97, dated 18.8.2000.
- 2) Govt Memo No. 52933/Assn II/2000-1, dated 15-9-2000
- 3) From the CCLA, Lr.No.BB2/1583/2000, dated 26-2-2001.

ORDER:

The Collector, Khammam District in the reference 1<sup>st</sup> read above has stated that Heavy Water Project, Atomic Energy Department, Bombay requested for acquisition of certain private land and for transfer of Govt. lands for construction of housing colony to the staff members of the Heavy Water Project. Based on the requisition made by the Heavy Water Project, the District Collector, Khammam had handed over the Govt. land of Ac.78.03 Gts. in Sy.Nos 215, 213/11, 213/12, 213/13, 213/1, 213/6, 127/26, 127/60, 127/8, 127/9, 127./12, 127/168, 127/188, 127/192, 127/193, 127/1A to E, of Amerda Village in Aswapuram Mandal to Heavy Water Project, Aswapuram on 7-4-1983. He had submitted alienation proposals at Rs.3,000/- per acre at a total cost of Rs.2,38,616-75 Ps for the above said land in favour of Heavy Water Project, for construction of housing colony to the staff members of the Heavy Water Project.

2. The Chief Commissioner of Land Administration, AP, Hyderabad in the reference 3<sup>rd</sup> read above, had furnished the proposals to Government and recommended for alienation of land to an extent of Ac.78.03 Gts. in Sy.Nos.215, 213/11, 213/12, 213/13, 213/1, 213/6, 127/26, 127/60, 127/8, 127/9, 127./12, 127/168, 127/188, 127/192, 127/193, 127/1A to E. at a market value of Rs.3,000/- per acre and at a total value of Rs.2,38,616.75 Ps. along with simple interest of 8% per annum from the date of giving advance possession i.e. 7.4.1983 given to the Heavy Water Project, Aswapuram till the date of payment.

3. Government after examining the proposals of the CCLA, has observed that according to the verdict of the Hon'ble Supreme Court of India in Samatha Vs. State of Andhra Pradesh (AIR 1997 SC 3297),transfer of the Government land in favour of its instrumentalities, in the eye of law, is not a transfer but one of the entrustment of its property for public purpose. Since, admittedly, a public corporation acts in public interest and not for private gain, such transfer stands excluded from the prohibition under para 5(2)(b) of the Fifth Schedule and section 3(1)(a) of the Regulation and hence such transfer or lease stands valid.

P.T.O.

4. Accordingly, Government hereby order that Government land to an extent of Ac.78.03 Gts. in Sy.Nos. 215, 213/11, 213/12, 213/13, 213/1, 213/6, 127/26, 127/60, 127/8, 127/9, 127./12, 127/168, 127/188, 127/192, 127/193, 127/1A to E, situated at Amerda Village, Aswapuram Mandal, Khammam District be alienated in favour of Heavy Water Project, Atomic Energy Dept., Govt. of India, Aswapuram, for construction of housing colony to the staff members, at Rs.3,000/- per acre at a total cost of Rs.2,38,616.75 Ps. along with simple interest of 8% per annum from the date of giving advance possession i.e. 7.4.1983 till the date of payment by the Heavy Water Project, Aswapuram. The above alienation is subject to the conditions laid down under Rule 6 of AP (TA) Alienation of State Land Revenue Rules, 1975.

5. The Collector, Khammam District is requested to take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJESHWAR TIWARI  
SECRETARY TO GOVERNMENT

To  
The Spl. C.S. & Chief Commissioner of Land Administration  
A.P., Hyderabad,  
The District Collector, Khammam.

**Copy to :**

The Law ( H) Department.  
The Finance ( Rev. Expenditure) Department  
The G.A.(Cabinet) Department.  
SF/ SC.

//FORWARDED::BY ORDER//

SECTION OFFICER